



State of New Hampshire  
DEPARTMENT OF ENVIRONMENTAL SERVICES

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095  
(603) 271-2147 FAX (603) 271-6588



July 6, 2004

**LETTER OF DEFICIENCY  
WET 2004-22**

Jeremy Ritchea  
Stephanie Ritchea  
72 Owens Rd  
Milan, NH 03588

**RE: DES Wetlands File #2003-02443 148 Normand Road, Stark, Tax Map 205, Lot 46**

Dear Mr. and Mrs. Ritchea:

On July 1, 2004, personnel from the Department of Environmental Services ("DES") conducted an inspection of the above- referenced property, more specifically referenced on Town of Stark Tax Map 205 as Lot 46 (the "Property"). The purpose of the inspection was to determine compliance with RSA 482-A and NH Code of Admin. Rules Wt 100-800.

During the inspection the following deficiencies were documented

1. A 18' x 24' permanent dock had been installed on the Property between North and South Ponds. DES records indicate that a wetlands permit had not been issued for the dock; and
2. Pursuant to Wt 402.02, the dimensions of the dock exceed approvable dimensions.

In response, you are requested to take the following actions:

- By July 23, 2004, remove the permanent dock and do not re-install the dock; or
2. By July 23, 2004, submit an after-the fact application (enclosed) to retain the dock and alter it to conform to the dock dimensions set forth in Wt 402.02. Fact Sheet WD-WB-5, "Standard Criteria for Dock Construction In Non-Tidal Waters" is enclosed for your assistance.

RSA 482-A, the New Hampshire Wetlands law, was enacted to protect and preserve wetlands and surface waters from unregulated despoliation. Prior to dredging, filling, or construction in and adjacent to wetlands or surface waters, an individual is required to obtain a permit. If work is done without a permit, this is considered a violation of RSA 482-A. Failure to respond to this Letter of Deficiency in a timely and complete manner may be construed as noncompliance by the receiving party.

DES personnel may conduct another inspection at a later date to determine whether you have come into and are maintaining full compliance with the applicable statute and rules.

Issuance of this letter shall not preclude further enforcement by DES. Failure to comply with RSA 482-A will result in enforcement by DES, including but not limited to the issuance of fines, administrative orders, or referral to the New Hampshire Office of the Attorney General for prosecution of civil or criminal penalties. If an order is issued to you, it may also be recorded with the Registry of Deeds as an encumbrance against your property.

July 6, 2004

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All documents submitted in response to this Letter of Deficiency should be addressed as follows:

Linda Magoon  
Wetlands Bureau  
Department of Environmental Services  
29 Hazen Drive  
PO Box 95  
Concord, NH 03302-0095

Should you have any questions regarding this letter, please contact Linda Magoon at (603) 271-4056 or by e-mail at [lmagoon@des.state.nh.us](mailto:lmagoon@des.state.nh.us).

Sincerely,

  
**COPY**  
Collis G. Adams, CWS  
Administrator  
Wetlands Bureau

CERTIFIED MAIL 7099 3400 0002 9773 5234

cc: Rene Pelletier, Manager, Land Resources Management Program  
Gretchen R. Hamel, Administrator, DES Legal Unit  
Rick Treiss, DES  
Stark Conservation Commission  
Stark Board of Selectmen